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Attorneys for Defendant, APPLE INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

EPIC GAMES, INC.,

Plaintiff, Counter-defendant,

v.

APPLE INC.,

Defendant, Counterclaimant.

CASE No. 4:20-cv-05640-YGR-TSH

**DECLARATION OF JOHN CALANDRA IN
SUPPORT OF DEFENDANT APPLE INC.'S
MOTION FOR AN ADVERSE
CREDIBILITY FINDING**

The Honorable Yvonne Gonzalez Rogers

1 I hereby declare as follows:

2 1. I am a partner at the law firm McDermott Will & Emery LLP, and I am one of the
3 attorneys representing Apple Inc. ("Apple") in the above-captioned action. I submit this declaration
4 in support of Apple's motion for an adverse credibility finding. I have personal knowledge of the
5 facts stated below. If called to be a witness, I could and would testify competently thereto.

6 2. On April 23, 2021 and again the following week, I called Lori Wright's counsel, David
7 Chiappetta, to discuss Ms. Wright and her potential appearance at trial. Mr. Chiappetta did not answer
8 either of these calls, and I left a voicemail in each instance. As far as I am aware, Mr. Chiappetta
9 never returned my calls.

10
11 I declare under penalty of perjury under the laws of the United States that the foregoing is true
12 and correct and that this Declaration was executed on May 19, 2021 at New York, New York.

13
14 /s/ John Calandra

15 John Calandra
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